COUNTY OF LOS ANGELES SHERIFF'S DEPARTMENT

A TRADITION OF SERVICE

INCIDENT REPORT

DATE 09-20-2014 PAGE 1 OF 5

ACTION: ☑ ACTIVE ☐ INACTIVE ☐ PENDING | NON-CRIMINAL ☐ | # OF ADULT ARRESTS 0 | # OF SUBJECT DETENTIONS 0

URN # 0 14 03120 1711 035
(DETENTION / YEAR / SEQUENTIAL / REPORTING DISTRICT / STAT CODE)

CLASSIFICATION 1 / LEVEL / STATCODE: ROBBERY (WEAPON) 211 PC / F / 035

SEX OFFENSE VICTIM INFO? ☐ YES ☑ NO

CLASSIFICATION 2 / LEVEL / STAT CODE: ASSAULT WITH A DEADLY WEAPON 245(A)(1) PC / F / 053

DOMESTIC VIOLENCE ☐ NON-PERSONAL (GUN, KNIFE, ETC) ☐ PERSONAL (HANDS, FEET, FIST, ETC)

CLASSIFICATION 3 / LEVEL / STAT CODE: STOLEN VEHICLE 10851(A) CVC / F / 091

DATE, TIME, DAY OF OCCURRENCE: 9-20-14 0225 HRS SATURDAY

PRINTS REQUESTED ☐ COMPLETED ☐ BY: TIME

INJURY ☐ Major ☐ Minor ☐ None

LOC. OF OCCURRENCE: 25607 CYPRESS ST. LOMITA 90717

BUS. NAME: RESIDENCE

☑ NON-CRIMINAL

CODE: V - VICTIM • W - WITNESS • I - INFORMANT • R - REPORTING PARTY • P - PARTY

CODE	#	of	LNAME	FNAME	MNAME	SEX	RACE	ETHNIC ORIGIN	DOB	Age
V	1	1	MALIK	PHILIP	ALLEN	M	W		5-17-73	41

RES. ADDR.: 25607 CYPRESS ST. CITY: LOMITA ZIP: 90717
VICTIM OF OFFENSE(S) (CLASSIFICATION) #: 1. 2. 3. . .
RES. PHONE (Area Code): 310-316-8080 Day Phone ☒
BUS. ADDR.: 2501 W. 237TH ST #C CITY: TORRANCE ZIP: 90505
ENGLISH SPEAKING ☑ YES ☐ NO
BUS. PHONE (Area Code): 310-539-4300 Day Phone →

CODE	#	of	LNAME	FNAME	MNAME	SEX	RACE	ETHNIC ORIGIN	DOB	Age

RES. ADDR. CITY ZIP
VICTIM OF OFFENSE(S) (CLASSIFICATION) #: RES. PHONE (Area Code) Day Phone →
BUS. ADDR. CITY ZIP
ENGLISH SPEAKING ☐ YES ☐ NO
BUS. PHONE (Area Code) Day Phone →

CODE	#	of	LNAME	FNAME	MNAME	SEX	RACE	ETHNIC ORIGIN	DOB	Age

RES. ADDR. CITY ZIP
VICTIM OF OFFENSE(S) (CLASSIFICATION) #: RES. PHONE (Area Code) Day Phone →
BUS. ADDR. CITY ZIP
ENGLISH SPEAKING ☐ YES ☐ NO
BUS. PHONE (Area Code) Day Phone →

CODE: S - SUSPECT • SJ - SUBJECT • M - PATIENT • S/V - SUSPECT / VICTIM • SJ / V - SUBJECT / VICTIM

CODE	#	of	LNAME	FNAME	MNAME
SJ	1	1	RIVERA	ERIC	THOMAS

DRIVER'S LICENSE (STATE & No.): CA# F4526346
RES. ADDR.: 25607 CYPRESS ST CITY: LOMITA ZIP: 90717
RES. PHONE (Area Code): NONE
BUS. ADDR.: UNEMPLOYED CITY ZIP
BUS. PHONE (Area Code): NONE

SEX	RACE	ETHNIC ORIGIN	HAIR	EYES	HGT.	WGT.	DOB	Age
M	H		BRN	BRN	506	110	10-25-96	17

CHARGE: 211 PC, 245(A)(1) PC, 10851 CVC
WHERE DETAINED OR CITE #: N/A
AKA: N/A MONIKER: UNK BOOKING #: N/A

CODE	#	of	LNAME	FNAME	MNAME

DRIVER'S LICENSE (STATE & No.)
RES. ADDR. CITY ZIP
RES. PHONE (Area Code)
BUS. ADDR. CITY ZIP
BUS. PHONE (Area Code)

SEX	RACE	ETHNIC ORIGIN	HAIR	EYES	HGT	WGT	DOB	Age

CHARGE
WHERE DETAINED OR CITE #
AKA MONIKER BOOKING #

VEHICLE # 1 SUSPECT STATUS ☐ IMPOUNDED ☑ OUTSTANDING ☐ STORED ☐ VICTIM
LICENSE (STATE & No.): CA# 6EJP055 | YEAR: 98 | MAKE: MERZ | MODEL: CLK320 | BODY TYPE: 2DR | COLOR: S/L
REGISTERED OWNER: PHILIP MALIK
IDENTIFYING FEATURES
CHP 180 SUBMITTED: ☑ YES ☐ NO
GARAGE NAME & PH: N/A

BY DEP. JOHNSON, D EMPLOYEE # 884312 VACATION DATES PAST
STATION: LOMITA UNIT / CAR # 171A SHIFT EM
VICTIM DESIRIOUS OF PROSECUTION ☑ YES ☐ NO
HQ NOTIFICATION REQ: ☐ YES ☑ NO DEP. DATE / TIME
SUSP / SUBJ RELEASE APPROVED BY TIME
PCD SUBMITTED: ☐ YES ☑ NO TT B/C BY

DEP. EMPLOYEE # VACATION DATES
APPROVED BIRKBECK EMPLOYEE # 509617 DATE 9/21/14 TIME 1932
ASSIGNMENT: LOMITA DB
SPECIAL REQUEST DISTRIBUTION

RIVERA-CITY 992
Larcis & Dist DATE TIME SECT 9121

CONFIDENTIAL MATERIAL
SUBJECT TO PROTECTIVE ORDER
ESTATE OF ERIC RIVERA et al. v. COUNTY OF LOS ANGELES et al.
CV17-03830 DMG (RAOx)

DATE	TIME RECEIVED	TAG #	URN #	PAGE	OF
9-20-14	0225 HRS	06	014-03120-1711-035	2	5

INPUT / CHECKED NCIC, CII, ETC.: ☑ YES ☐ NO | EVIDENCE HELD: ☑ YES ☐ NO | EVIDENCE ENTERED IN: PATROL 77/139 Ledger/Page | NARCOTICS Ledger/Page | SAFE Ledger/Page | BY JOHNSON, D

EVIDENCE HELD: ☐ BLOOD ☐ BULLET ☐ BULLET CASING ☐ CHECKS ☐ CLOTHES ☐ CREDIT CARDS ☐ ELECTRONIC EQUIPMENT ☐ FINGERPRINTS ☐ FOOTPRINTS ☐ FRAUD DOCUMENTS ☐ GSR ☐ HAIR ☐ JEWELRY ☐ MISCELLANEOUS ☐ MONEY ☐ NARCOTICS ☐ OTHER PRINTS ☐ PAINT ☐ PHOTOGRAPHS ☐ RAPE KIT ☐ RECEIPTS ☐ TOOLS ☐ URINE ☐ VEHICLE IMPOUNDED ☐ VEHICLE PARTS ☑ WEAPONS ☐ _____

PROPERTY CODE: S – STOLEN • R – RECOVERED • L – LOST • F – FOUND • E – EMBEZZLED • D – DAMAGED • EV – EVIDENCE (Use all applicable Codes; for example, if property is both Stolen and Recovered, Code is S/R)

RELEASED TO

CODE	ITEM #	QUAN.	DESCRIPTION (Include kind of article, trade name, identifying numbers, physical description, material, color, condition, age and present market value)	SERIAL #	VALUE
EV	1	1	COUNTY OF LOS ANGELES SHERIFF'S DEPARTMENT PROPERTY LABEL 76P821-SH-CR-35e Rev. 04/07 DATE: 9/20/2014 04:34 URN: 014-03120-1711-035-001 EVID TYPE: EVIDENCE NAME: RIVERA, ERIC THOMAS SOURCE: SUBJECT BRAND: UNKNOWN MODEL: UNKNOWN DESC: METAL POLE SER #: Unknown 3 FOOT RUST COLORED METAL POLE, THREADED AT BOTH ENDS LEDGER: MASTER Book 77 Page 139 BOOKED BY: JOHNSON, DAVID W 284312 ASSIGNED TO: AUTHORIZED BY: EMP #	N/A	
S	1	5	$20 BILLS, U.S. CURRENCY	N/A	$100
S	2	1	1998 MERCEDES CLK320 2DR, SILVER	6EJP055	$5,000

CONFIDENTIAL MATERIAL
ESTATE OF ERIC RIVERA, et al.
CITY OF LOS ANGELES, et al.
CV17-06939 CBM (MRWx)
CONFIDENTIAL MATERIAL
SUBJECT TO PROTECTIVE ORDER

PART I STATISTICAL INFORMATION

TYPE OF PROPERTY	STOLEN	RECOVERED	TYPE OF PROPERTY	STOLEN	RECOVERED
CLOTHING/FURS	$	$	JEWELRY	$	$
CONSUMABLE GOODS	$	$	LIVESTOCK	$	$
CURRENCY/NOTES	$ 100	$ 0	LOCAL STOLEN VEHICLES	$ 5,000	$
FIREARMS	$	$	MISCELLANEOUS	$	$
HOUSEHOLD GOODS	$	$	OFFICE EQUIPMENT	$	$
			TV/RADIO/STEREO	$	$

VICTIM OF SEX CRIMES REQUEST FOR CONFIDENTIALITY

PURSUANT TO SECTION 293(a) OF THE CALIFORNIA PENAL CODE, YOU ARE INFORMED THAT YOUR NAME WILL BECOME A MATTER OF PUBLIC RECORD, UNLESS YOU REQUEST THAT IT REMAIN CONFIDENTIAL AND NOT BE A PUBLIC RECORD, PURSUANT TO SECTION 6254 OF THE GOVERNMENT CODE.

I, N/A, HEREBY (DO) (DO NOT) ELECT TO EXERCISE MY RIGHT TO PRIVACY.

SCREENING FACTORS

YES	NO		YES	NO	
☐	☑	1. SUSPECT IN CUSTODY	☐	☑	7. GENERAL SUSPECT DESCRIPTION
☑	☐	2. SUSPECT NAMED/KNOWN	☐	☐	8. GENERAL VEHICLE DESCRIPTION
☑	☐	3. UNIQUE SUSPECT IDENTIFIERS	☐	☐	9. UNIQUE M.O. OR PATTERN
☐	☑	4. VEHICLE IN CUSTODY	☐	☐	10. SIGNIFICANT PHYSICAL EVIDENCE
☑	☐	5. UNIQUE VEHICLE IDENTIFIERS	☑	☐	11. TRACEABLE STOLEN PROPERTY
☑	☐	6. WRITER/REVIEWER DISCRETION	☐	☑	12. MULTIPLE WITNESSES

REPORT CONTINUATION NARRATIVE | URN 014-03120-1711-035

CONFIDENTIAL MATERIAL
SUBJECT TO PROTECTIVE ORDER

ON THE ABOVE DATE AND TIME, I RESPONDED TO THE INDICATED LOCATION REGARDING AN ASSAULT JUST OCCURRED. UPON ARRIVAL, I SPOKE WITH V/MALIK, WHO TOLD ME THE FOLLOWING:

V/MALIK SAID HIS SON (LATER IDENTIFIED AS SJ/RIVERA) HAS BEEN LIVING WITH HIM OFF AND ON FOR THE PAST COUPLE OF YEARS. SJ/RIVERA WAS LIVING WITH V/MALIK ON 9-20-14. SJ/RIVERA PICKED UP V/MALIK AT ABOUT 0200 HRS ON 9-20-14 FROM A BAR IN HERMOSA BEACH.

ESTATE OF ERIC RIVERA, et al.
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CV 17-00359 CBM (MRWx)

WHEN THEY RETURNED HOME, SJ/RIVERA WALKED DIRECTLY TO HIS ROOM, PICKED UP A 3 FOOT METAL BAR (DV-1), AND RETURNED TO THE LIVING ROOM WHERE V/MALIK WAS STANDING. SJ/RIVERA RAISED THE METAL BAR OVER HIS HEAD AND DEMANDED V/MALIK'S MONEY (VIOL OF 211 PC).

V/MALIK THREW THE CASH HE HAD ($100 ± ITEM 5-1) AT SJ/RIVERA'S FEET. SJ/RIVERA BEGAN SWINGING THE METAL POLE AT V/MALIK, STRIKING HIM 4-5 TIMES IN THE BACK/TORSO AREA. (VIOLATION OF 245(A)(1) PC)

CONFIDENTIAL MATERIAL
SUBJECT TO PROTECTIVE ORDER

REPORT CONTINUATION ... NARRATIVE | URN 014-01320-1711-035

CONFIDENTIAL MATERIAL

V/MALIK GRABBED THE METAL POLE, AND DURING THE STRUGGLE TO GAIN CONTROL OF THE POLE, SJ/RIVERA PUNCHED V/MALIK IN THE HEAD 2-4 TIMES. I ASKED V/MALIK IF HE NEEDED MEDICAL ATTENTION, AND HE SAID NO. I DID NOT SEE ANY BRUISING, SWELLING, OR REDNESS ON V/MALIK.

V/MALIK SAID SJ/RIVERA SAID HE WAS TAKING THE CAR (S-2), AND V/MALIK TOLD HIM NOT TO. SJ/RIVERA LEFT IN THE VEHICLE SOUTH ON CYPRESS, THEN EAST ON PACIFIC COAST HWY AND OUT OF VIEW (VIOLATION OF 10851 CVC).

V/MALIK SAID SJ/RIVERA'S GRANDMOTHER TOLD HIM SJ/RIVERA SAID HE WAS GOING TO USE A METAL PIPE (OR POLE) TO STEAL V/MALIK'S CASH AND CAR.

V/MALIK BELIEVED SJ/RIVERA WAS ON HIS WAY TO 13671 BRYWOOD RD., VICTORVILLE, OR 14266 SIERRA GRANDE ST., ADELANTO, CA 92301, SJ/RIVERA'S GRANDMOTHER'S RESIDENCE.

ESTATE OF ERIC RIVERA, et al. v. CITY OF LOS ANGELES, et al. CV17-06939 CBM (MRWx) CONFIDENTIAL MATERIAL SUBJECT TO PROTECTIVE ORDER

REPORT CONTINUATION NARRATIVE | URN 014-03120-1711-035

CONFIDENTIAL MATERIAL
SUBJECT TO PROTECTIVE ORDER

I INITIATED A CRIME BROADCAST VIA MY RADIO AND VIA MY MDC.

V/MALIK SHOWED ME VIDEO OF THE ENTIRE INCIDENT. HE WAS UNABLE TO COPY THE VIDEO, BUT SAID HE WOULD PROTECT IT UNTIL HE CAN COPY IT. THE VIDEO WAS TAKEN FROM 2-3 CAMERAS IN THE LIVING ROOM. I GAVE V/MALIK A REPORT INFO SHEET.

ESTATE OF ERIC RIVERA

I TOOK EV-1 AND BOOKED IT INTO EVIDENCE AT LOMITA STATION (BOOK 77, PG 139).

CITY OF LOS ANGELES et al.
CV17-06939 CBM (MRWx)

I ENTERED THE VEHICLE INTO THE SVS AS STOLEN (SEE ATTACHED CAD 180 FOR FURTHER).

CONFIDENTIAL MATERIAL
SUBJECT TO PROTECTIVE ORDER

COUNTY OF LOS ANGELES-SHERIFF'S DEPARTMENT-SUPPLEMENTARY REPORT

SUBJECT TO PROTECTIVE ORDER

DATE:	09-23-14	**FILE:**	014-03120-1711-035
C:	Robbery, 211P.C, Assault with a deadly weapon, 245(a)(1)P.C, Take vehicle without owner's consent, 10851(a)V.C	**ACTION:**	Active/Additional Information/
V:	Malik, Philip Allen MW/05-17-73		
SJ	Rivera, Eric Thomas MW/10-25-96		

NARRATIVE

The purpose of this supplemental report is to provide active and additional information regarding the above indicated file number.

ESTATE OF ERIC RIVERA, et al. v. CITY OF LOMITA, et al. CV17-06939 CBM (MRWx)

On 09-22-14 at approximately 2100hrs, I contacted V/Malik via telephone. I asked him to explain what occurred during the early morning hours of 09-20-14, Saturday. He told me the following:

V/Malik explained his son, SJ/Eric Rivera (from this point forward he will be referred as Eric) had been living in the Victorville, Ca area most of his life with his grandparents and mother. V/Malik told me he had minimal involvement in Eric's life, however; in recent months, Eric has become a discipline problem for his mom and grandparents. As a result of the family's fear of Eric, he was sent to live with his father (V/Malik) in the City of Lomita. V/Malik told me he's tried to discipline his son, however, due to his son associating with "the wrong crowd," he has developed a disdain for his father and disregards anything the victim tells him.

V/Malik told me on the evening before the incident he went to a few bars in the City of Hermosa Beach. He told Eric to pick him up at 1:30 AM (Saturday). At about that time, Eric drove to Hermosa Beach, picked him up and drove back home to Lomita. V/Malik told me there was no conversation with his son on the way home. V/Malik added that when he does have a conversation with Eric, it's usually the victim telling his son to get a job, which upsets Eric.

CONFIDENTIAL MATERIAL

Approved: Sgt. T. Abel #406865 **By: Detective Joseph Vazquez #430309**

Assigned: Lomita Det.

SUBJECT TO PROTECTIVE ORDER

Secretary:

Date: 9/20/14 **Time:**

CONFIDENTIAL MATERIAL

Upon their arrival home, Eric walked directly to his bedroom, retrieved a long pipe and confronted his father in the living room. Eric told his father, "give me all your money, I'm robbing you." V/Malik told me Eric was agitated and swung the pipe at the sofa and the floor a few times. V/Malik fearing for his safety retrieved money from his pocket and threw it on the floor in front of Eric. At one point, Eric swung the pipe hitting V/Malik on his lower back. V/Malik was able to grab the pipe prior to Eric hitting him again. However, the two engaged in a physical altercation over the pipe, until the victim was able to take it away from his son. V/Malik told me they argued over Eric taking the car. However, Eric disregarded his father, retrieved the money from the floor, told his father, "if I had a gun I'd kill you" and walked out of the house. V/Malik stated, due to his son's actions, he feared him as well. V/Malik told me he did not know what to do other than call the police.

During the course of our conversation, V/Malik told me, Eric's grandmother (Jane Rivera) had called him earlier that day and informed him, Eric was upset and wanted to rob and beat V/Malik. V/Malik did not address the issue and hoped nothing happened. Moreover, as we finalized our conversation, V/Malik told me since he had been having problems with his son, he set up a surveillance system in his home which captured the incident. I asked him if he would make a copy of the video footage. He agreed.

ESTATE OF ERIC RIVERA, et al.

At approximately 2230 hours, V/Malik met with me at the station and brought me a hard drive with video footage depicting the incident. During our conversation, I asked to see if he had any marks on his back. He lifted his t-shirt and showed me his back. I saw an apparent elongated bruise mark on his lower back. I took a photo of V/Malik's injury. I transferred the photos on to a compact disc and booked it into evidence along with the hard drive.

CITY OF LOS ANGELES, et al.

I reviewed the video footage from two different angles. The following is a synopsis of the incident:

V/Malik and Eric entered the home via the front door. Without delay, Eric walked out of camera view into an apparent hallway. Within seconds, Eric re-appeared in the living room area with a long pipe in his hand, he held it and stood as if holding a baseball bat ready to hit a baseball. V/Malik stood a few feet away from Eric and appeared to be pleading with Eric based on his hand gestures (open palms at the side of his body). Meanwhile, Eric appeared to be contentious and surly as he continued to hold the pipe in a threatening manner. An apparent argument ensued and Eric who was noticeably agitated, hit the sofa, the floor and a floor jack that was near the front door. V/Malik threw apparent dollar bills on the floor at Eric's feet. Within seconds, Eric swung the pipe at his dad and struck him in the lower back as the victim attempted to run away. As a result, a physical altercation ensued over the pipe that lasted about a minute. At no time did V/Malik hit his son, however, he appeared to restrain and keep him from his continued attack. At one point, V/Malik managed to retrieve the pipe and walked away from Eric. V/Malik appeared to be talking to Eric who was sitting on a sofa. Subsequently, Eric got up from the sofa, picked up the money laying on the floor and walked out of the house.

During the course of this investigation, Eric was arrested by San Bernardino County Sheriff's Department and charged with 148P.C. He is in custody and has a "hold."

CONFIDENTIAL MATERIAL

SUBJECT TO PROTECTIVE ORDER

The charges of Robbery, 211P.C, Assault with a deadly weapon, 245(a)(1)P.C, and Taking a vehicle without the owner's consent should be considered based on the following factors: SUBJECT TO PROTECTIVE ORDER

1. The fact Eric told his father (V/Malik) he was robbing him, demanded money while he held a metal pipe in a threatening manner towards his father and his father complied with Eric due to fear.
2. The fact Eric held a long pipe in a threatening manner and struck his father with it.
3. The fact Eric stole his father's vehicle without his authorization and drove away with it.

This case will be presented to the Los Angeles County District Attorney's Office for prosecution consideration.

ESTATE OF ERIC RIVERA, et al.

v.

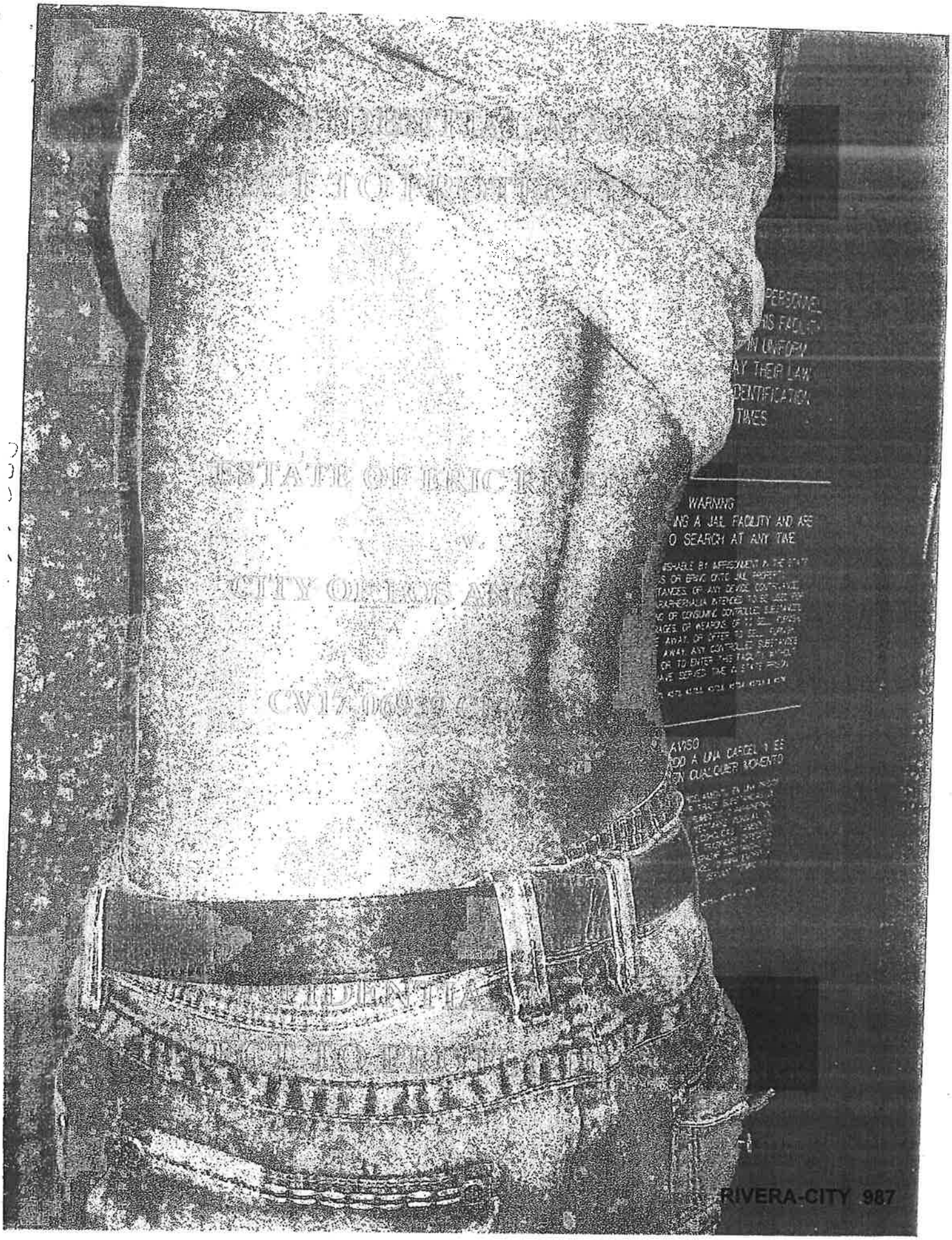
CITY OF LOS ANGELES, et al.

CV17-06939 CBM (MRWx)

CONFIDENTIAL MATERIAL

SUBJECT TO PROTECTIVE ORDER

RIVERA-CITY 986


WARNING
AVISO
RIVERA-CITY 987

Report Continuation

URN 014-03120-1711-035

CODE	ITEM #	DESCRIPTION (Include kind of article, trade name, identifying numbers, etc.) Article	Brand	Model	Description	SERIAL #	Book/Page VALUE
EV	001	Metal Pole	Unknown	Unknown	3 foot rust colored metal pole, threaded at both ends	Unknown	77 /139
EV	002	Hard Drive	Unknown	Unknown	Hard drive containing a video depicting the incident.	Unknown	77 /150
EV	003	Compact disc	Unknown	Unknown	Compact disc containing photos depicting the victim's injuries.	Unknown	77 /150

CONFIDENTIAL MATERIAL
SUBJECT TO PROTECTIVE ORDER

ESTATE OF ERIC RIVERA, et al.

v.

CITY OF LOS ANGELES, et al.

CV17-06939 CBM (MRWx)

CONFIDENTIAL MATERIAL
SUBJECT TO PROTECTIVE ORDER

COUNTY OF LOS ANGELES-SHERIFF'S DEPARTMENT-SUPPLEMENTARY REPORT

SUBJECT TO PROTECTIVE ORDER

DATE: 09-26-14 **File:** 014-03120-1711-035

C: Robbery, 211 P.C, Assault with a deadly weapon, 245(a)(1)P.C, Take a vehicle without an owner's consent, 10851(a)V.C **ACTION:** Active/Additional Information/

V: Malik, Philip Allen MW/05-17-73

SJ Rivera, Eric Thomas Booking #4108091

NARRATIVE

The purpose of this supplemental report is to provide active and additional information regarding the above indicated file number.

ESTATE OF ERIC RIVERA, et al.

On 09-26-14 at approximately 1230hrs, Detectives Marcello Curko #461226 and Ashley Castro #527883 went to San Bernardino County Probation Detention Facility in Apple Valley and detained SJ/Rivera on the indicated charges subsequent to his release from that agency.

CITY OF LOS ANGELES, et al.

SJ/Rivera was detained at Lomita Station with the approval of the P.M Watch Commander, Lieutenant Hernandez.

I contacted SJ/Rivera in the station jail and processed him. I asked him if he would be willing to speak with me regarding this incident. He shrugged his shoulders and said, "yeah."

CV17-06939 CBM (MRWx)

I escorted him to the interview room where we conversed in the presence of Detective Castro.

CONFIDENTIAL MATERIAL

Approved: Sgt. Ono 457502 **By: Detective Joseph Vazquez #430309**

Assigned: ~~SIM~~ PS

SUBJECT TO PROTECTIVE ORDER

Secretary: Sup

Date: 9/29/14 **Time:**

CONFIDENTIAL MATERIAL SUBJECT TO PROTECTIVE ORDER

I read him the Admonition and Waiver of Miranda Advisement per SH-AD-477. He said he understood them and agreed to speak with me without an attorney or his parent(s) present. He initially told us he did not want to make a comment; however, he changed his mind and marked the "Yes" on question "5" of the Miranda Advisement. See attached.

I asked him if he knew why he was in our custody. He replied, "assault with a deadly weapon." I asked him, what type of weapon he used, he replied, "a pipe." I asked him to explain what occurred. His initial response was, "why do I need to say anything, you already have the evidence." I explained, this was an opportunity for him to tell me his side of the story. He shook his head as if saying "no" and nervously rubbed his face with his hands. He stated, "I wasn't thinking straight." I asked him if he had used any alcohol or narcotics. He said, "no." I asked him if he hit his father with the pipe. He replied, "no comment." I asked him if he had robbed his father of his money and stole his car. He explained there were "people" trying to get him which is why he took the money and the car. I asked him if he robbed his father and took his car. He did not say anything; however, he stated, "why should I say anything." I asked him what "people" were after him. He told me people from Wilmington were out to get him and added they knew where he lived. That is the reason he needed to return to the desert. I asked SJ/Rivera how he felt about attacking his father, taking his money and stealing his car. He replied, "I feel terrible about the whole thing."

STALIN RIVERA, et al. v. CITY OF LOS ANGELES, et al.

I asked him how long he had lived with his father. He told me, only a year. I asked him if he respected his father and his role as a parent. He replied, "yeah." I asked him again, why he hit his father with a pipe. He replied, "I wasn't thinking." I asked him if he had ever attacked his mother or grandparents. He said, "no." I did not ask him any further question.

This case will be presented to the Los Angeles County District Attorney's Office for prosecution consideration.

CV17-06939 CBM (MRWx)

CONFIDENTIAL MATERIAL
SUBJECT TO PROTECTIVE ORDER

COUNTY OF LOS ANGELES - SHERIFF'S DEPARTMENT
ADMONITION AND WAIVER OF MIRANDA ADVISEMENT - STATEMENT

DATE	TIME	DAY OF WEEK	URN:
09-26-14	1506	FRIDAY	014-03120-1711-035

1. YOU HAVE THE RIGHT TO REMAIN SILENT.
   DO YOU UNDERSTAND? (CHECK ONE) YES ☑ NO ☐
2. ANYTHING YOU SAY CAN AND WILL BE USED AGAINST YOU IN A COURT OF LAW.
   DO YOU UNDERSTAND? YES ☑ NO ☐
3. YOU HAVE THE RIGHT TO AN ATTORNEY DURING QUESTIONING.
   DO YOU UNDERSTAND? YES ☑ NO ☐
4. IF YOU CAN NOT AFFORD AN ATTORNEY, ONE WILL BE APPOINTED FOR YOU, BEFORE QUESTIONING.
   DO YOU UNDERSTAND? YES ☑ NO ☐
5. *DO YOU WANT TO TALK ABOUT WHAT HAPPENED?* Eric Rivera YES ☑ NO ☐

1. USTED TIENE EL DERECHO A PERMANECER CALLADO. (MARQUE UNO)
   ¿ENTIENDE? SI ☐ NO ☐
2. CUALQUIER COSA QUE USTED DIGA PUEDE SER USADA EN SU CONTRA EN UNA CORTE DE LEY.
   ¿ENTIENDE? SI ☐ NO ☐
3. USTED TIENE EL DERECHO DE TENER UN ABOGADO PRESENTE ANTES DE Y DURANTE QUE SE LA HAGA CUALQUIER PREGUNTA.
   ¿ENTIENDE? SI ☐ NO ☐
4. SI USTED ECONÓMICAMENTE NO PUEDE PERMITIRSE A UN ABOGADO, UNO SERÁ DESIGNADO PARA USTED ANTES DE PREGUNTAR.
   ¿ENTIENDE? SI ☐ NO ☐
5. *¿QUIERE HABLAR DE LO QUE SUCEDIO?* SI ☐ NO ☐

STATEMENT / DECLARACIÓN

Saturday i picked my dad up from hermosa when i got home i had him give me money to leave to the desert because i feared for my life so i took the money and car and left. at the time i wasent thinking and i feel terible about the whole situation.

CONFIDENTIAL MATERIAL
SUBJECT TO PROTECTIVE ORDER
ESTATE OF ERIC RIVERA, et al. v. COUNTY OF LOS ANGELES, et al.

SUSPECT'S NAME: Eric Rivera DOB: 09-26-10-25-96
SUSPECT'S SIGNATURE/FIRME: Eric rivera DATE: 09-26-14
WITNESSING DEPUTY(S): Deputy Vasquez/Castro DATE: 09-26-14

Exh 20
P. Malik
Dec 19, 2018
Job No. 21139CAT
M. Kennedy, CSR No. 13822